

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TOM SCOCCA, *et al.*,

No. C-11-1318 EMC

Plaintiffs,

ORDER RE SUR-REPLY

v.

SHERIFF LAURIE SMITH, *et al.*,

Defendants.

In their reply brief, Defendants ask for a stay of the instant action pending a decision by the Ninth Circuit in two other cases, *Peruta* and *Richards*. The Court hereby orders Plaintiffs to provide a sur-reply limited to this specific request by Defendants. More specifically, the Court orders Plaintiffs to file a brief as to why the instant action should not be stayed pending a decision by the Ninth Circuit in *Peruta* and *Richards*. **The brief shall be filed no later than 2:00 p.m. on November 14, 2012.**

IT IS SO ORDERED.

Dated: November 13, 2012


EDWARD M. CHEN
United States District Judge